

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

BERGER

Atty. Ref.: 2784-36

Serial No. To be Assigned

Group:

Filed: October 9, 2003

Examiner:

For: CARDIAC SHOCK ELECTRODE SYSTEM AND  
CORRESPONDING IMPLANTABLE DEFIBRILLATOR  
SYSTEM

\* \* \* \* \*

October 9, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

- |                                     |  |          |
|-------------------------------------|--|----------|
| <input checked="" type="checkbox"/> | 1. <b>PTO-1449 Pursuant to 37 CFR 1.97(b)</b><br>[within 3 months of filing or prior to 1st Office Action] | N/C      |
| <input type="checkbox"/>            | 2. <b>Statement Pursuant to 37 CFR 1.97(c)</b><br>[before Final Office Action and Allowance]               | N/C      |
| <input type="checkbox"/>            | 3. <b>Fee Payment Pursuant to 37 CFR 1.97(c)</b><br>[before Final Office Action and Allowance]             | \$180.00 |
| <input type="checkbox"/>            | 4. <b>Pursuant to 37 CFR 1.97(d)</b><br>[before Issue Fee payment]   | \$180.00 |

The following are submitted in the above-identified application in compliance with 37 C.F.R. §§ 1.97 and 1.98:

- |                                     |  |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | 5. A list of documents on Form PTO-1449. Actual copies of the references listed on the attached form PTO-1449 are not included herewith in accordance with MPEP §609, these references being previously submitted in any and all of the parent applications. The parent application includes U.S. application Serial No. 09/586,787. |
|-------------------------------------|--|

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /SG/

This paper is submitted in accordance with:

- ☒ 6. 37 CFR 1.97(b): [within 3 months of filing or prior to 1st Office Action]
- ☐ 7. 37 CFR 1.97(c): [before Final Office Action and Allowance, whichever is earlier]; and
- ☐ a) The required Statement made in item 9 below; or
- ☐ b) The \$180.00 fee specified in 37 CFR §1.17(p) for submission of this Information Disclosure Statement is authorized in item 10 below.
- ☐ 8. 37 CFR §1.97(d): [before issue fee payment]; and
- ☐ a) The fee (\$180.00) required by 37 CFR §1.17(p) is authorized in item 10 below; and
- ☐ b) The required Statement is stated in item 9 below.
- ☐ 9. Statement under 37 CFR 1.97(e)
- ☐ a) The undersigned attorney of record hereby certifies under 37 C.F.R. §1.97(e) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement (each item contained in this IDS was the first citation of that item by a foreign patent office in a counterpart foreign application which occurred no more than three months prior to the filing of this IDS); or
- ☐ b) No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement, after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- ☒ 10. Please charge all applicable fees associated with the submission of this Information Disclosure Statement and any other fees applicable to this application to Deposit Account No. 14-1140. An original and one (1) copy of this document are enclosed.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: 

BERGER

Serial No. To be Assigned

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**INFORMATION DISCLOSURE  
CITATION**

ATTY. DOCKET NO.

2784-36

SERIAL NO.

To be Assigned

APPLICANT

BERGER

(Use several sheets if necessary)

FILING DATE

October 9, 2003

GROUP

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,633,780	10/2003	Berger			
	6,067,471	3/2000	Warren			
	5,133,365	7/1992	Hell, Jr., et al.			
	4,662,377	5/1987	Heilman et al.			
	4,030,509	6/1977	Heilman et al.			
	4,564,812	1/1986	Van DIJK			
	5,362,353	11/1994	Mallon			
	4,749,895	6/1988	Ruelle			
	5,761,053	6/1998	King et al.			
	5,033,032	7/1991	Houghtaling			
	5,594,200	1/1997	Ramsey			
	5,456,706	10/1995	Pless et al.			
	5,645,572	7/1997	Kroll et al.			
	5,944,746	8/1999	Kroll			
	5,782,873	7/1998	Collins			
	4,641,656	2/1987	Smits			
	5,533,958	7/1996	Wilk			
	5,344,430	9/1994	Berg et al.			
	5,824,028	10/1998	Knisley			
	6,169,922	1/2001	Alferness et al.			
	6,076,013	6/2000	Brennan et al.			

**FOREIGN PATENT DOCUMENTS**

DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
WO 00/074769	12/2000	WIPO			X	

**OTHER DOCUMENTS (including Author, Title, Date, Pertinent pages, etc.)**


*Examiner	/Scott Getzow/	Date Considered	07/29/2009
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Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application.

Form PTO-FB-A820 (Also PTO-1449)

**ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH**